

FILED
CLERK, U.S. DISTRICT COURT
NOV 22 2024
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,) Case No.: CR 24-0464-AB
12 v. Plaintiff,) ORDER OF DETENTION
13)
14 Tausilia Luafutu, Defendant.)
15)
16)

I.

18 A. () On motion of the Government in a case allegedly involving:

19 1. () a crime of violence.

20 2. () an offense with a maximum sentence of life imprisonment or death.

21 3. () a narcotics or controlled-substance offense with a maximum sentence

22 of 10 or more years.

23 4. () any felony if defendant has been convicted of two or more prior

24 offenses described above.

25 5. () any felony not otherwise a crime of violence that involves a minor

26 victim, possession or use of a firearm or destructive device or any

27 other dangerous weapon, or failure to register under 18 U.S.C. § 2250.

B. On motion by the Government/() on Court's own motion, in a case allegedly involving:

On the further allegation by the Government of:

1. a serious risk that the defendant will flee.
2. a serious risk that the defendant will:
 - a. obstruct or attempt to obstruct justice.
 - b. threaten, injure or intimidate a prospective witness or juror, or attempt to do so.

C. The Government is/ is not entitled to a rebuttable presumption that no condition or combination of conditions will reasonably assure the defendant's appearance as required and the safety of any person or the community.

III.

A. The Court finds that no condition or combination of conditions will reasonably assure:

1. the appearance of the defendant as required.
 and/or
2. the safety of any person or the community.

B. The Court finds that the defendant has not rebutted by sufficient evidence to the contrary the presumption provided by statute.

III.

The Court has considered:

24 A. (X) the nature and circumstances of the offense(s) charged, including whether
25 the offense is a crime of violence, a Federal crime of terrorism, or involves
26 a minor victim or a controlled substance, firearm, explosive, or destructive
27 device;
28 B. (X) the weight of the evidence against defendant;

1 C. (X) the history and characteristics of the defendant; and
2 D. (X) the nature and seriousness of the danger to any person or the community.
3

4 **IV.**

5 The Court also has considered all the evidence adduced at the hearing, the
6 arguments and/or statements of counsel, and the Pretrial Services Report and
7 recommendation.
8

9 **V.**

10 The Court bases the foregoing finding(s) on the following:

11 A. (✓) Flight risk:

12 currently in state custody
13 _____
14 _____
15 _____
16 _____
17 _____
18 _____
19 _____
20 _____

21 B. (✓) Danger:

22 nature of offense charged in indictment and
23 recent conviction for shooting at inhabited
24 dwelling or vehicle
25 _____
26 _____
27 _____
28 _____

1 VI.

2 A. () The Court finds a serious risk that defendant will:

3 1. () obstruct or attempt to obstruct justice.

4 2. () attempt to/ () threaten, injure or intimidate a witness or juror.

5 B. The Court bases the foregoing finding(s) on the following:

6 _____
7 _____
8 _____
9

10 VII.

11 A. IT IS THEREFORE ORDERED that the defendant be detained before trial.

12 B. IT IS FURTHER ORDERED that the defendant be committed to the custody of the
13 Attorney General for confinement in a corrections facility separate, to the extent
14 practicable, from persons awaiting or serving sentences or being held in custody
15 pending appeal.

16 C. IT IS FURTHER ORDERED that the defendant be afforded reasonable opportunity
17 for private consultation with counsel.

18 D. IT IS FURTHER ORDERED that on order of a Court of the United States or on
19 request of any attorney for the Government, the person in charge of the corrections
20 facility in which defendant is confined deliver the defendant to a U.S. marshal for
21 the purpose of an appearance in connection with a court proceeding.

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DATED: 11/22/24


JEAN ROSENBLUTH
U.S. MAGISTRATE JUDGE